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FEB 15 2006

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Name:  
Inventor : Cung Ngoc Phan

Group Art Unit: 3625

Appln. No. : 09/736,554

Examiner: N. Rosen

Filed : December 13, 2000

For : SYSTEM AND METHOD FOR  
DISTRIBUTING IN REAL-TIME,  
INVENTORY DATA ACQUIRED FROM IN-  
STORE POINT OF SALE TERMINALS

Docket No. : M61.12-0296

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCESCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

(571) 273-8300

Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed October 17, 2005, finally rejecting claims 1-14.

## FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 1.17(b) the fee for filing the Notice of Appeal is:

<input checked="" type="checkbox"/> other than a small entity	\$500.00
<input type="checkbox"/> small entity	\$250.00

## EXTENSION OF TIME

These proceedings are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

☒ Applicant petitions for an extension of time under 37 C.F.R. § 1.17(a)-(d) for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
<input checked="" type="checkbox"/> one month	\$ 120.00	\$ 60.00

If an additional extension of time is required, please consider a petition therefor.

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**TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$500.00Extension fee (if any) \$120.00**Total Fee Due \$620.00****FEE PAYMENT**☒ Form PTO-2038 in the amount of \$620.00 is attached.☐ Charge Deposit Account No. 23-1123, the sum of \$.

The Director is authorized to charge any additional fees associated with this paper or credit any overpayment to Deposit Account No. 23-1123.

Respectfully submitted,

WESTMAN, CHAMPLIN &amp; KELLY, P.A.

By: 

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